## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOSEPH SCOTT : CIVIL ACTION

:

v.

:

PENNSYLVANIA BOARD OF PROBATION

AND PAROLE, et al. : NO. 98-6406

## MEMORANDUM AND ORDER

Fullam, Sr. J. May , 1999

Plaintiff asserts he has been, and is being, denied various promotions, in retaliation for his earlier complaints about racial discrimination. He seeks a preliminary injunction to prevent the defendants from appointing other persons to certain vacant positions to which plaintiff aspires.

The facts are disputed. If, after trial, the plaintiff prevails, he can readily be made whole. He will suffer no irreparable harm in the interim. The Motion for Preliminary Injunction will be denied.

An Order follows.

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<u>ORDER</u>

AND NOW, this day of May, 1999, IT IS ORDERED that Plaintiff's Motion for Preliminary Injunction is DENIED.

John P. Fullam, Sr. J.